

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FISH, WILDLIFE AND PARKS**

**Call to Order:** Chairman Kendall Van Dyk, on April 9, 2009 at  
10:46 A.M., in Room 152 Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Kendall Van Dyk, Chairman (D)  
Rep. Gordon R. Hendrick, Vice Chairman (R)  
Rep. Dave McAlpin, Vice Chairman (D)  
Rep. Dick Barrett (D)  
Rep. Paul Beck (D)  
Rep. Carlie Boland (D)  
Rep. Joel Boniek (R)  
Rep. Jill Cohenour (D)  
Rep. Mike Miller (R)  
Rep. Jesse O'Hara (R)  
Rep. Ken Peterson (R)  
Rep. Mike Phillips (D)  
Rep. Scott Sales (R)  
Rep. Cary Smith (R)  
Rep. Ted Washburn (R)  
Rep. Jeffery Welborn (R)

**Members Excused:** None

**Members Absent:** Rep. Frosty Boss Ribs (D)  
Rep. JP Pomnichowski (D)

**Staff Present:** Bryce Bennett, Committee Secretary  
Doug Sternberg, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: None

Executive Action: SB 425; SB 435

**EXECUTIVE ACTION ON SB 435**

00:01:09 **Motion:** Rep. Hendrick moved that **SB 435 BE TABLED.**

00:02:03 **Vote:** Motion failed 9-9 by roll call vote with Rep. Barrett, Rep. Beck, Rep. Boland, Rep. Calf Boss Ribs, Rep. Cohenour, Rep. McAlpin, Rep. Phillips, Rep. Pomnichowski and Rep. Van Dyk voting aye. Rep. Calf Boss Ribs and Rep. Pomnichowski voted by proxy.

00:02:22 Rep. Calf Boss Ribs arrived.

00:02:27 **Motion:** Rep. Hendrick moved that **SB 435 BE CONCURRED IN.**

00:02:47 **Motion:** Rep. Peterson moved that **SB 435 BE AMENDED.**  
**EXHIBIT**([fih78a01](#))

**Discussion:**

00:04:39 Rep. McAlpin

00:04:55 **Vote:** Motion failed 9-9 by roll call vote with Rep. Boniek, Rep. Hendrick, Rep. Miller, Rep. O'Hara, Rep. Peterson, Rep. Sales, Rep. Smith, Rep. Washburn, and Rep. Welborn voting aye. Rep. Pomnichowski voted by proxy.

**Discussion:**

00:05:56 Rep. Boniek

00:07:02 **Motion:** Rep. Smith moved that **SB 435 BE AMENDED.**  
**EXHIBIT**([fih78a02](#))

00:08:11 **Vote:** Motion failed 9-9 by roll call vote with Rep. Boniek, Rep. Hendrick, Rep. Miller, Rep. O'Hara, Rep. Peterson, Rep. Sales, Rep. Smith, Rep. Washburn, and Rep. Welborn voting aye. Rep. Peterson and Rep. Pomnichowski voted by proxy

00:08:24 **Vote:** Motion failed 9-9 by roll call vote with Rep. Boniek, Rep. Hendrick, Rep. Miller, Rep. O'Hara, Rep. Peterson, Rep. Sales, Rep. Smith, Rep. Washburn, and Rep. Welborn voting aye. Rep. Pomnichowski voted by proxy.

**EXECUTIVE ACTION ON SB 425**

00:10:15 **Motion:** Rep. McAlpin moved that **SB 425 BE CONCURRED IN.**

**Discussion:**

00:10:24 Rep. Cohenour

**EXHIBIT**(fih78a03)

00:14:53 Rep. Peterson

00:15:15 Rep. Pomnichowski arrived.

00:16:34 Rep. Phillips

00:16:49 Rep. Peterson

00:16:52 Rep. Phillips

00:17:02 Chairman Van Dyk

00:20:22 Rep. Boniek

00:20:52 **Vote:** Motion failed 9-9 by roll call vote with Rep. Boniek, Rep. Hendrick, Rep. Miller, Rep. O'Hara, Rep. Peterson, Rep. Sales, Rep. Smith, Rep. Washburn, and Rep. Welborn voting aye.

**ADJOURNMENT**

00:25:11 Adjournment: 11:10 A.M.

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Bryce Bennett, Secretary

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**Additional Exhibits:**

Rep. Peterson

**[EXHIBIT\(fih78a04\)](#)**

Additional Documents:

Additional Documents:

**[EXHIBIT\(fih78aad.pdf\)](#)**